IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 13889 of 2005

Between:

1 Smt. Gandari Laksmhmamma, W/o. Late Sri G. Pochaiah,
R/o. 3-54, S.C. Colony, Nizampet Village,
Quthbullapur Mandal, R.R. District.

2 M. Shivaiah, S/o. M. Rajaiah,
R/o S.C. Colony, Nizampet Village,
Quthbullapur Mandal, R.R. District.

3 Sri M. Ramulu, S/o. M. Rajaiah,
R/o S.C. Colony, Nizampet Village,
Quthbullapur Mandal, R.R. District.

..... PETITIONERS

AND

1 The Government of A.P. rep by its Secretary, Revenue Department,
Secretariat, Hyderabad.
2 The Mandal Revenue Officer, Quthbullapur Mandal, Ranga Reddy District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court MAY be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the R1 in auctioning the Agricultural land in Sy.No. 91, 95, 96, 97, 98 to the extent of 2.29 guntas at Nizampet Village, Quthbullapur Mandal, R.R. District to be held on 14-6-2005 is as illegal, arbitrary

against the principles of natural justice and set aside the same notification for auction dt. 27-5-2005.

Counsel for the Petitioners: MR.BOLLAM LINGAIAH YADAV

Counsel for the Respondents: GP FOR REVENUE

This Court at the admission stage made the following:

O R D E R:

This writ petition is filed seeking to declare the action of the first respondent in auctioning the Agricultural land in Survey Nos.91, 95, 96, 97, 98 to the extent of Ac.2.29 guntas at Nizampet village, Quthbullapur Mandal, R.R. District to be held on 14-06-2005, as arbitrary and illegal.

When the matter came up for admission, the learned Government Pleader for Revenue appearing for the respondents submitted that the issue involved in this writ petition is squarely covered by the order, dated 13-06-2005, in W.P.No.12453 of 2005, whereby this Court, while considering similar facts and circumstances, dismissed the writ petition holding that the petitioners therein failed to assail the correctness of G.O.Ms.No.1076, dated 18-12-2004. In view of the same, I see no reason to entertain this writ petition and the same fails.

The writ petition is accordingly dismissed, in the circumstances, with costs of Rs.5,000/- payable to the credit of the Chief Justice Relief Fund within a period of one week from today.

(ELIPE DHARMA RAO, J)

Date:29-06-2005

ghn

To

1 The Secretary, The Government of A.P., Revenue Department, Secretariat, Hyderabad.
2 The Mandal Revenue Officer, Quthbullapur Mandal, Ranga Reddy District.

3 Two CCs to the Government Pleader for Revenue, High Court of A.P., Hyderabad. (O.U.T.)

4 Two CD copies.